

District of Washington; Angel Kelley, nominated to the District of Massachusetts; and Veronica Rossman, nominated to the Tenth Circuit Court of Appeals.

Judge David Estudillo is a native son of Washington State who has devoted his entire legal career to serving his community. He was born in Sunnyside, WA, where his parents run a small grocery store bearing the family's name. His mom and dad first arrived in the United States in the 1960s as agricultural workers through the Bracero program. Inspired by his family's determination and tenacious work ethic, Judge Estudillo decided to pursue a career in law. He received his undergraduate and law degrees from the University of Washington and has since practiced law in the State where he is now nominated to serve.

Since 2015, Judge Estudillo has served as a Grant County Superior judge. When he ran for reelection in 2016, his record as a litigator and a judge earned him broad support within Grant County and throughout the State. He received endorsements from the Grant County Democratic and Republican Parties, as well as all nine State supreme court justices.

Before his appointment to the bench, Judge Estudillo served as a litigator for 16 years. He spent much of that time as an immigration attorney, a role in which he assisted his neighbors with asylum applications and helped explain the complexities of immigration law at a host of community forums.

Over the course of his judicial career, Judge Estudillo has presided over nearly 50 jury and bench trials that have gone to final verdict or judgment. He will be more than prepared to take on the demanding work of the district court from day one. Judge Estudillo has the strong support of his home State Senators, Senators MURRAY and CANTWELL, and received a "Qualified" rating from the American Bar Association. He also received a strong, 15-7 bipartisan vote in the Judiciary Committee.

I urge my colleagues to join me in supporting his nomination to the Western District of Washington.

Today, the Senate will also vote on Judge Angel Kelley's nomination to the Federal District Court of Massachusetts. A graduate of Georgetown University Law Center, Judge Kelley has the credentials, experience, and temperament needed to effectively serve the people of Massachusetts.

Prior to her appointment to the Massachusetts State court in 2009, Judge Kelley was a prolific litigator who devoted her practice to public service. She worked as a Federal prosecutor, an attorney for indigent juvenile defendants, and as a senior litigator for the Port Authority of New York and New Jersey, where she helped represent the families of the 87 Port Authority employees who tragically lost their lives on 9/11.

With 13 years of judicial experience, Judge Kelley has handled both civil and criminal cases and presided over more than 100 trials. At every turn, Judge Kelley has demonstrated the qualities we expect from the best of jurists: thoughtfulness, evenhandedness, and impartiality.

Judge Kelley has the strong support of her home State Senators, Senators WARREN and MARKEY, and received a unanimous "Well Qualified" rating from the American Bar Association. Like Judge Estudillo, Judge Kelley received a bipartisan 15-7 vote in committee, a testament to her qualifications and commitment to the rule of law.

I urge all of my colleagues to join me in supporting Judge Kelley's nomination.

Finally, the Senate will also consider today the nomination of Veronica Rossman to a Colorado seat on the Tenth Circuit Court of Appeals. With her extensive appellate experience in both private practice and as a Federal public defender, Ms. Rossman will be an outstanding addition to the Tenth Circuit.

She has spent the majority of her career at the Office of the Federal Public Defender for the Districts of Colorado and Wyoming, where she has handled and supervised over 100 criminal appellate matters arising out of every judicial district in the Tenth Circuit.

As I have said many times, former public defenders, like Ms. Rossman, offer a crucial perspective that is often underrepresented within our Federal judiciary. And I applaud President Biden and Senators BENNET and HICKENLOOPER for supporting her nomination.

In private practice, Ms. Rossman specialized in complex civil litigation, including appellate cases and matters involving antitrust law and intellectual property law. She has received a "Qualified" rating from the American Bar Association and earned bipartisan support in the Judiciary Committee.

Ms. Rossman is a seasoned practitioner in Federal courts, and she is well prepared to serve on the Tenth Circuit. I look forward to supporting her nomination, and I encourage my colleagues to join me.

During the first 8 months of the Biden administration, this Senate has made tremendous progress in confirming to the bench individuals who have dedicated their careers to defending the rule of law.

With the three nominees before the Senate today, we can continue building on that progress and bring our Federal judiciary closer to reflecting the full diversity of the American experience.

VOTE ON KELLEY NOMINATION

Mr. BENNET. Mr. President, I ask unanimous consent that the rollcall vote scheduled for 5:30 be called now.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

The question is, Will the Senate advise and consent to the Kelley nomination?

Mr. BENNET. I ask for the nays and yeas.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Hawaii (Mr. SCHATZ) is necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Indiana (Mr. BRAUN), the Senator from Alaska (Ms. MURKOWSKI), and the Senator from South Dakota (Mr. ROUNDS).

The result was announced—yeas 52, nays 44, as follows:

[Rollcall Vote No. 364 Ex.]

YEAS—52

Baldwin	Hassan	Peters
Bennet	Heinrich	Reed
Blumenthal	Hickenlooper	Rosen
Booker	Hirono	Sanders
Brown	Kaine	Schumer
Cantwell	Kelly	Shaheen
Cardin	King	Sinema
Carper	Klobuchar	Smith
Casey	Leahy	Stabenow
Collins	Lujan	Tester
Coons	Manchin	Van Hollen
Cortez Masto	Markey	Warner
Duckworth	Menendez	Warnock
Durbin	Merkley	Warren
Feinstein	Murphy	Whitehouse
Gillibrand	Murray	Wyden
Graham	Ossoff	
Grassley	Padilla	

NAYS—44

Barrasso	Hagerty	Risch
Blackburn	Hawley	Romney
Blunt	Hoeben	Rubio
Boozman	Hyde-Smith	Sasse
Burr	Inhofe	Scott (FL)
Capito	Johnson	Scott (SC)
Cassidy	Kennedy	Shelby
Cornyn	Lankford	Sullivan
Cotton	Lee	Thune
Cramer	Lummis	Tillis
Crapo	Marshall	Toomey
Cruz	McConnell	Tuberville
Daines	Moran	Wicker
Ernst	Paul	Young
Fischer	Portman	

NOT VOTING—4

Braun	Rounds
Murkowski	Schatz

The nomination was confirmed.

The PRESIDING OFFICER (Mr. MARKEY). Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's action.

CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 251, Veronica S. Rossman, of Colorado, to be United States Circuit Judge for the Tenth Circuit.

Charles E. Schumer, Richard J. Durbin, Michael F. Bennet, John Hickenlooper, Christopher A. Coons, Cory A. Booker, Edward J. Markey, Elizabeth Warren, Alex Padilla, Richard Blumenthal, Mazie Hirono, Chris Van Hollen, Sheldon Whitehouse, Amy Klobuchar, Patrick J. Leahy, Debbie Stabenow, Martin Heinrich.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Veronica S. Rossman, of Colorado, to be United States Circuit Judge for the Tenth Circuit, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Hawaii (Mr. SCHATZ) is necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Indiana (Mr. BRAUN), the Senator from North Dakota (Mr. CRAMER), the Senator from Alaska (Ms. MURKOWSKI), and the Senator from South Dakota (Mr. ROUNDS).

The yeas and nays resulted—yeas 51, nays 44, as follows:

[Rollcall Vote No. 365 Ex.]

YEAS—51

Baldwin	Hassan	Padilla
Bennet	Heinrich	Peters
Blumenthal	Hickenlooper	Reed
Booker	Hirono	Rosen
Brown	Kaine	Sanders
Cantwell	Kelly	Schumer
Cardin	King	Shaheen
Carper	Klobuchar	Sinema
Casey	Leahy	Smith
Collins	Lujan	Stabenow
Coons	Manchin	Tester
Cortez Masto	Markey	Van Hollen
Duckworth	Menendez	Warner
Durbin	Merkley	Warnock
Feinstein	Murphy	Warren
Gillibrand	Murray	Whitehouse
Graham	Ossoff	Wyden

NAYS—44

Barrasso	Hagerty	Risch
Blackburn	Hawley	Romney
Blunt	Hoeven	Rubio
Boozman	Hyde-Smith	Sasse
Burr	Inhofe	Scott (FL)
Capito	Johnson	Scott (SC)
Cassidy	Kennedy	Shelby
Cornyn	Lankford	Sullivan
Cotton	Lee	Thune
Crapo	Lummis	Tillis
Cruz	Marshall	Toomey
Daines	McConnell	Tuberville
Ernst	Moran	Wicker
Fischer	Paul	Young
Grassley	Portman	

NOT VOTING—5

Braun	Murkowski	Schatz
Cramer	Rounds	

The PRESIDING OFFICER (Mr. PETERS). On this vote the yeas are 51, the nays are 44, and the motion is agreed to.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Veronica S. Rossman, of Colorado, to be United States Circuit Judge for the Tenth Circuit.

Thereupon, the Senate proceeded to consider the nomination.

The PRESIDING OFFICER. The majority leader.

ORDER OF BUSINESS

Mr. SCHUMER. I ask unanimous consent that the postcloture time on the Rossman nomination be considered expired, and at 5:30 p.m., Monday, September 20, the Senate vote on the confirmation of the nomination.

The PRESIDING OFFICER. Without objection, it is so ordered.

LEGISLATIVE SESSION

Mr. SCHUMER. Mr. President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. SCHUMER. I move to proceed to executive session to consider Calendar No. 231.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Margaret Irene Strickland, of New Mexico, to be United States District Judge for the District of New Mexico.

CLOTURE MOTION

Mr. SCHUMER. I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 231, Margaret Irene Strickland, of New Mexico, to be United States District Judge for the District of New Mexico.

Charles E. Schumer, Martin Heinrich, Alex Padilla, Margaret Wood Hassan, Raphael Warnock, Ben Ray Lujan, Gary C. Peters, Elizabeth Warren, Christopher Murphy, Tammy Duckworth, Patrick J. Leahy, Sheldon Whitehouse, Michael F. Bennet, Tim Kaine, Tammy Baldwin, Cory A. Booker, Sherrod Brown.

Mr. SCHUMER. Finally, I ask unanimous consent that the mandatory quorum call for the cloture motion filed today, September 14, be waived, and that the cloture motion ripen at 11:30 a.m. on Tuesday, September 21.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

LEGISLATIVE SESSION

Mr. SCHUMER. I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

MEASURE READ THE FIRST TIME—S. 2747

Mr. SCHUMER. Mr. President, I understand that there is a bill at the desk, and I ask for its first reading.

The PRESIDING OFFICER. The clerk will read the bill by title for the first time.

The legislative clerk read as follows:

A bill (S. 2747) to expand Americans' access to the ballot box and reduce the influence of big money in politics, and for other purposes.

Mr. SCHUMER. Mr. President, I now ask for a second reading and, in order to place the bill on the calendar under the provisions of rule XIV, I object to my own request.

The PRESIDING OFFICER. Objection is heard.

The bill will receive its second reading on the next legislative day.

DRIFTNET MODERNIZATION AND BYCATCH REDUCTION ACT

Mr. SCHUMER. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be discharged from further consideration of S. 273, and the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 273) to improve the management of driftnet fishing.

There being no objection, the committee was discharged and the Senate proceeded to consider the bill.

Mr. SCHUMER. I ask unanimous consent that the Feinstein amendment be considered and agreed to.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

The amendment (No. 3827) was agreed to as follows:

(Purpose: To amend the fees provision)

In section 6(b), strike “, without appropriation or fiscal year limitation.”.

At the end of section 6, add the following:

(c) LIMITATION ON COLLECTION AND AVAILABILITY.—Fees shall be collected and available pursuant to this section only to the extent and in such amounts as provided in advance in appropriations Acts, subject to subsection (d).

(d) FEE COLLECTED DURING START-UP PERIOD.—Notwithstanding subsection (c), fees may be collected through the date of enactment of an Act making appropriations for the activities authorized under this Act through September 30, 2022, and shall be available for obligation and remain available until expended.

Mr. SCHUMER. I ask unanimous consent that the bill be considered read a third time.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill, as amended, was ordered to be engrossed for a third reading and was read the third time.